

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

U.S TRUST COMPANY, N.A.

Plaintiff,

-against-

ROBERT S. STOLAR

Defendant.

Civil Action No.: 07cv7357 (WHP) (AJP)

AFFIDAVIT OF SERVICE

STATE OF NEW YORK     )  
                                  )ss.:  
COUNTY OF NEW YORK    )

**David DeStefano**, being duly sworn, deposes and says:

1. That deponent is over 18 years of age and is employed by Buchanan Ingersoll & Rooney PC, One Chase Manhattan Plaza, 35th Floor, New York, New York 10005.
2. That on August 29, 2007, deponent served via United States First Class Mail, a true and correct copy of the Defendant Robert Stolar's Memorandum of Law In Opposition to Plaintiff's Motion For Expedited Discovery in the above-captioned action upon defendant's attorney who has agreed to accept service on behalf of her client:

Mark W. Stoutenberg  
Gibbons P.C.  
One Pennsylvania  
37th Floor  
New York, NY 10119

  
David DeStefano

Sworn to before me this  
29th day of August 2007

NOTARY PUBLIC

JONATHAN M. MAKAROWITZ  
Notary Public, State Of New York  
No. 02MA6023759  
Qualified In New York County  
Commission Expires 4/26/2011